

**WILLKIE FARR & GALLAGHER LLP**

BENEDICT Y. HUR (SBN: 224018)

bhur@willkie.com

SIMONA AGNOLUCCI (SBN: 246943)

sagnolucci@willkie.com

EDUARDO E. SANTACANA (SBN: 281668)

esantacana@willkie.com

ARGEMIRA FLOREZ (SBN: 331153)

aflorez@willkie.com

HARRIS MATEEN (SBN 335593)

hmateen@willkie.com

333 Bush Street, 34<sup>th</sup> Floor

San Francisco, CA 94104

Telephone: (415) 858-7400

*Attorneys for Defendant*

GOOGLE LLC

**BOIES SCHILLER FLEXNER LLP**

Mark C. Mao (CA Bar No. 236165)

mmao@bsflp.com

Beko Reblitz-Richardson (CA Bar No. 238027)

brichardson@bsflp.com

44 Montgomery Street, 41<sup>st</sup> Floor

San Francisco, CA 94104

Tel: (415) 293-6858

Fax: (415) 999-9695

**SUSMAN GODFREY L.L.P.**

William Christopher Carmody (pro hac vice)

bcarmody@susmangodfrey.com

Shawn J. Rabin (pro hac vice)

srabin@susmangodfrey.com

One Manhattan West, 50th Floor

New York, NY 10001

Telephone: (212) 336-8330

**MORGAN & MORGAN**

John A. Yanchunis (pro hac vice)

jyanchunis@forthepeople.com

Ryan J. McGee (pro hac vice)

rmcgee@forthepeople.com

201 N. Franklin Street, 7th Floor

Tampa, FL 33602

Telephone: (813) 223-5505

*Attorneys for Plaintiffs*

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA**

ANIBAL RODRIGUEZ, SAL CATALDO, JULIAN SANTIAGO, and SUSAN LYNN HARVEY, *al.* individually and on behalf of all others similarly situated,

Plaintiffs,

vs.

GOOGLE LLC,

Defendant.

Case No. 3:20-CV-04688 RS

**JOINT STIPULATION AND  
[PROPOSED] ORDER FOR OMNIBUS  
MOTION TO SEAL DAUBERT  
BRIEFING**

Date: May 15, 2025

Time: 1:30 p.m.

Ctrm: 3 - 17th Floor

Judge: Hon. Richard Seeborg

Action filed: July 14, 2020

Trial Date: August 18, 2025

1 Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiffs Anibal Rodriguez, et al. (“Plaintiffs”)  
2 and Defendant Google LLC (“Google”), collectively referred to as the “Parties,” hereby enter into  
3 this joint stipulation.

4 WHEREAS, on April 3, 2025, Google filed its Motion to Strike Expert Opinion of Bruce  
5 Schneier (Dkt. 474);

6 WHEREAS, on April 3, 2025, Plaintiffs filed their Motion to Exclude Certain Opinions  
7 and Testimony of Google’s Experts Donna Hoffman, John Black, and Christopher Knittel (Dkt.  
8 473) and an Administrative Motion to Consider Whether Another Party’s Material Should Be  
9 Sealed (Dkt. 470);

10 WHEREAS, pursuant to Civil Local Rule 79-5, Google would be required to file a  
11 statement in support of maintaining under seal Google’s confidential material filed in connection  
12 with Plaintiffs’ Motion to Exclude Certain Opinions and Testimony of Google’s Experts (Dkt.  
13 473) no later than April 10, 2025;

14 WHEREAS, pursuant to the Case Management Scheduling Order (Dkt. 446) the Parties’  
15 deadline to file oppositions to Daubert motions is April 24, 2025 and the Parties’ deadline to file its  
16 reply briefs in support of Daubert motions is May 1, 2025;

17 WHEREAS, on April 9, 2025 the Parties agreed that Google could extend its time to  
18 respond to Plaintiffs’ Administrative Motion to Consider Whether Another Party’s Material  
19 Should Be Sealed (Dkt. 470) to May 1, 2025, the Parties’ deadline to file its reply briefs in support  
20 of Daubert motions;

21 WHEREAS, Google represents that its opposition brief is likely to rely on some of the  
22 same confidential material attached to Plaintiffs’ motion and the Parties agree that efficiencies  
23 would be gained by presenting evidentiary support for sealing all materials as part of one motion.  
24 The Parties hereby propose that the Court allow the Parties to file an omnibus motion to seal the  
25 material filed with Plaintiffs’ Administrative Motion to Consider Whether Another Party’s  
26 Material Should Be Sealed (Dkt. 470);

27 WHEREAS, in light of the forthcoming omnibus motion, the Parties would file public  
28 versions of briefing and exhibits in connection with their oppositions to the Daubert motions filed

1 on April 3, 2025 and replies to be filed on May 1, 2025. The Parties would also submit sealed,  
2 unredacted materials to the Court and opposing counsel by email at the time of the filing. On May  
3 1, 2025, the Parties would file an omnibus motion to seal material filed in connection with  
4 Plaintiffs' Motion to Exclude Certain Opinions and Testimony of Google's Experts Donna  
5 Hoffman, John Black, and Christopher Knittel (Dkt. 473) sought to be sealed in the form  
6 contemplated by Civil Local Rule 79-5(e);

7 WHEREAS, a party seeking to seal material may choose to file a less-redacted or public  
8 version of that document prior to May 1, 2025;

9 WHEREAS, the omnibus motion would follow the procedures outlined in Civil Local  
10 Rules 79-5(b)-(f) and on May 1, 2025 the Parties would file an administrative motion to seal,  
11 evidentiary support, and a proposed order, accompanied by redacted versions of all material they  
12 seek to seal (to the extent not previously filed), and under seal versions of the same, highlighting  
13 the portions for which sealing is sought. Any response would be due by May 5, 2025, consistent  
14 with Local Rule 79-5(f)(4);

15 WHEREAS, this omnibus motion would obviate the need for Google to respond to  
16 Plaintiff's Administrative Motion to Consider Whether Another Party's Material Should Be  
17 Sealed (Dkt. 470) on April 10, 2025 per Civil Local Rule 79-5;

18 WHEREAS, this request for an omnibus motion to seal is made to streamline this Court's  
19 review of the extensive materials already attached to Plaintiffs' Motion to Exclude Certain  
20 Opinions and Testimony of Google's Experts Donna Hoffman, John Black, and Christopher  
21 Knittel (Dkt. 473) and that will likely be referenced in the forthcoming filings in connection with  
22 Daubert briefing, and to allow for additional time for the Parties to secure the appropriate  
23 declarants and evidentiary support to seal all of these materials;

24 WHEREAS, the granting of the Parties' request for an omnibus motion to seal would not  
25 affect the case schedule (Dkt. 446);

26 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the  
27  
28

1 Parties to this action, and pursuant to Civil Local Rules 6-2 and 7-12, that the Parties shall file an  
2 omnibus motion to seal all material filed under seal along with the Parties' Daubert briefing by  
3 May 1, 2025 and any response by May 5, 2025.

4  
5 A Proposed Order is submitted concurrently herewith.

6 IT IS SO STIPULATED.

7  
8  
9 DATED: April 9, 2025

By: /s/ Mark. C. Mao  
Mark C. Mao

10 *Attorneys for Plaintiff*

11  
12 DATED: April 9, 2025

WILLKIE FARR & GALLAGHER, LLP

13  
14 By: /s/Benedict Y. Hur  
Benedict Y. Hur

15 *Attorneys for Google*

16  
17  
18 **FILER'S ATTESTATION**

19 Pursuant to Civil Local Rule 5.1, I attest that all signatories listed, and on whose behalf  
20 this filing is submitted, concur in the filing's content and have authorized this filing.

21  
22 DATED: April 9, 2025

WILLKIE FARR & GALLAGHER, LLP

23 By: /s/Benedict Y. Hur  
Benedict Y. Hur

**WILLKIE FARR & GALLAGHER LLP**

BENEDICT Y. HUR (SBN: 224018)

bhur@willkie.com

SIMONA AGNOLUCCI (SBN: 246943)

sagnolucci@willkie.com

EDUARDO E. SANTACANA (SBN: 281668)

esantacana@willkie.com

ARGEMIRA FLOREZ (SBN: 331153)

aflorez@willkie.com

HARRIS MATEEN (SBN 335593)

hmateen@willkie.com

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Telephone: (415) 858-7400

*Attorneys for Defendant*

GOOGLE LLC

**BOIES SCHILLER FLEXNER LLP**

Mark C. Mao (CA Bar No. 236165)

mmao@bsflp.com

Beko Reblitz-Richardson (CA Bar No. 238027)

brichardson@bsflp.com

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bcarmody@susmangodfrey.com

Shawn J. Rabin (pro hac vice)

srabin@susmangodfrey.com

One Manhattan West, 50th Floor

New York, NY 10001

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John A. Yanchunis (pro hac vice)

jyanchunis@forthepeople.com

Ryan J. McGee (pro hac vice)

rmcgee@forthepeople.com

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Tampa, FL 33602

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*Attorneys for Plaintiffs*

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Judge: Hon. Richard Seeborg

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Trial Date: August 18, 2025

Pursuant to stipulation of the Parties, the Court hereby ORDERS that the Parties' omnibus motion to seal material related to the Daubert briefing be due on May 1, 2025 and any response be due on May 5, 2025.

**IT IS SO ORDERED.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
Honorable Richard Seeborg